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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/622,082	09/22/2000	Juha S. Kinnunen	990.1234	7345

7590 04/24/2002

Steinberg & Raskin
1140 Avenue of the Americas
New York, NY 10036

EXAMINER

LOPEZ, CARLOS N

ART UNIT	PAPER NUMBER
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1731

DATE MAILED: 04/24/2002

9

Please find below and/or attached an Office communication concerning this application or proceeding.

MF-9

Office Action Summary	Application No.		Applicant(s)	
	09/622,082		KINNUNEN ET AL.	
	Examiner		Art Unit	
	Carlos Lopez		1731	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 19 December 2001.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-15 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-15 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____ |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Response to Amendment

The amendment filed on 12/19/01 has been entered as Paper No. 8.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

1) Claims 1-4, 8-15 are rejected under 35 U.S.C. 103(a) as being unpatentable over Turner et al (EP 0465698) in view of Egelhof et al (US 6,159,341) and in further view of Huovila et al (US 6,270,624). Turner discloses a method of making a multiply paper comprising of two web former units wherein the face of a second ply has a high amount of pulp stock fines in order to effect a greater ply-bonding affinity with a first base ply. While Turner is silent disclosing that the second ply is made from multilayer headbox. Examiner takes Official Notice that providing a second ply via a multilayer headbox is known knowledge as evidenced by Egelhof. Egelhof teaches that a multiplayer headbox (26) may be used to provide a second ply. Egelhof is silent disclosing the stock feed system of the headbox. However, Houvila discloses stock feed system for a headbox having a flow of fresh stock being divided into three component flows (5a-5c) wherein an admixture is supplied to the component flow that would make up the outer layer/face before pump (19a1). Houvila's headbox provides for better control of the

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desired chemicals and fillers to be added to a web and obviates additional storage facilities due to its single fresh stock feed system. At the time the invention was made, it would have been obvious to a person of ordinary skill in the art to use Houvila's multilayer headbox with Turners method of making multiply paper in order to provide a better feed control of admixtures and reduce storage facilities.

2) Claims 5-7 are rejected under 35 U.S.C. 103(a) as being unpatentable over Turner et al (EP 0465698) in view of Egelhof et al (US 6,159,341) view of Huovila et al (US 6,270,624) and in further view of Grossmann et al US (5,607,555). Turner is silent disclosing how the first ply is made. However, Examiner takes Official Notice that providing the first ply of Turner by a headbox and gap former are well known in the art as evidenced by Grossmann et al Figure 1. At the time the invention was made, it would have been obvious to a person of ordinary skill in the art to have provided Turner's first ply via a headbox and a gap former since Examiner takes Official Notice that providing a first ply by a headbox and gap former would have been made by a well known method as evidenced by Grossmann et al.

Response to Arguments

Applicant's arguments with respect to claims 1-15 have been considered but are moot in view of the new ground(s) of rejection.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Carlos Lopez whose telephone number is (703) 605-1174. The examiner can normally be reached on 8am-5pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Silverman Stanley can be reached on (703) 308-3837. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 305-7718 for regular communications and (703) 305-3599 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0651.

C.L
April 22, 2002


JOSE FORTUNA
PATENT EXAMINER